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MEMO ENDORSED
May 19, 2010

By Lawyer Service
The Honorable Lawrence J. McKenna
United State District Court
Southern District of New York
500 Pearl Street, Chambers 1640
New York, NY 10007

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IN CHAMBERS

MAY 20 2010

LAWRENCE M. McKENNA
USDJ SDNY

RE: *Carlos Zelaya, et als v. Madison Square Garden, et als*
Case No. 08-cv-2933

Dear Judge McKenna:

I am writing to request the court's permission to file the attached Second Amended Complaint in this matter. This pleading substitutes Carlos Zelaya, Administrator Ad Prosequendum of the Estate of Ruth Zelaya, for the decedent, Mrs. Zelaya, and adds a cause of action for damages pursuant to both New York and New Jersey Wrongful Death Acts.

The Defendant Madison Square Garden has entered an informal objection the the new cause of action. Filing of the Second Amended Complaint will presumably allow Defendant to file a formal motion.

Thank you for your consideration

Respectfully submitted,
DAVIS, SAPERSTEIN & SALOMON, P.C.

Terrence Smith
For the Firm

Cc: All counsel on attached list
enclosure

*Plaintiff is to file a
formal motion for
leave to amend. So
ordered.*

LSM 5/24/10